

APR 15 2005

PTO/SB/21 (09-04)


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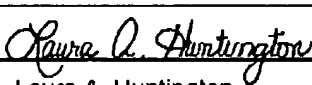
<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/024,130	
	Filing Date	December 17, 2001	
	First Named Inventor	Donna Stevens	
	Art Unit	1652	
	Examiner Name	N. T. Nashed	
Total Number of Pages in This Submission	5	Attorney Docket Number	2148US

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Notice of Appeal - 1 original sheet with duplicate copy for Deposit Account authorization.
Remarks Faxed to: (703) 872-9306		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Company Name	Icoria, Inc.		
Signature			
Printed name	Eric J. Kron		
Date	April 15, 2005	Reg. No.	45,941

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Laura A. Huntington	Date	April 15, 2005

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		<b>Docket Number (Optional)</b>  <b>2148US</b>	
I hereby certify that this correspondence is being faxed to the United States Patent and Trademark Office on (703) 872-9306		In re Application of <b>Donna Stevens et al.</b>	
on <u>April 15, 2005</u>		Application Number <b>10/024,130</b>	Filed <b>Dec. 17, 2001</b>
Signature <u><i>Laura A. Huntington</i></u>		For <b>Methods for Determining Squalene Synthase Activity</b>	
Typed or printed name <b>Laura A. Huntington</b>		Art Unit <b>1652</b>	Examiner <b>N. T. Nashed</b>

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0885. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record. Registration number 45,941

☐ attorney or agent acting under 37 CFR 1.34. Registration number for acting under 37 CFR 1.34. \_\_\_\_\_

*Eric J. Kron*  
Signature  
**Eric J. Kron**  
Typed or printed name  
**(919) 425-3770**  
Telephone number  
**April 15, 2005**  
Date

**NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.**

☒ Total of 1 forms are submitted.

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**NOTICE OF APPEAL FROM THE EXAMINER TO  
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Docket Number (Optional)

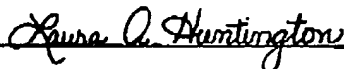
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In re Application of

**Donna Stevens et al.**on **April 15, 2005**Application Number  
**10/024,130**Filed **Dec. 17, 2001**

Signature

For **Methods for Determining Squalene Synthase Activity**Typed or printed  
name**Laura A. Huntington**Art Unit **1652**Examiner  
**N. T. Nashed**

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The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

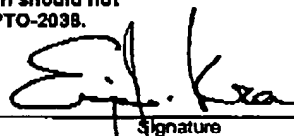
\$ **500.00**

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_
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- ☒ attorney or agent of record. Registration number **45,941**
- ☐ attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. \_\_\_\_\_



Signature

**Eric J. Kron**

Typed or printed name

**(919) 425-3770**

Telephone number

**April 15, 2005**

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

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